

ERIC E. HUBER, Colo. Bar No. 03SCC0024  
SIERRA CLUB  
1650 38th Street, Suite 102W  
Boulder, CO 80301  
Telephone: (303) 449-5595  
Facsimile: (303) 449-0740

KRISTIN HENRY, Cal. Bar No. 220908  
PAT GALLAGHER, Cal. Bar No. 146105  
SIERRA CLUB  
85 Second Street, 2nd Floor  
San Francisco, CA 94105  
Telephone: (415) 977-5709  
Facsimile: (415) 977-5793

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
SACRAMENTO DIVISION

SIERRA CLUB, INC. and SIERRA NEVADA  
FOREST PROTECTION CAMPAIGN,

Plaintiffs,

v.

DALE BOSWORTH, in his official capacity as  
Chief of the U.S. Forest Service; JOHN BERRY, in  
his official capacity as Forest Supervisor of the  
Eldorado National Forest; LAURIE TIPPIN, in her  
official capacity as Forest Supervisor of the Lassen  
National Forest; UNITED STATES FOREST  
SERVICE, an agency of the U.S. Department of  
Agriculture; ANN VENEMAN, in her official  
capacity as Secretary of the U.S. Dept. of  
Agriculture; and UNITED STATES  
DEPARTMENT OF AGRICULTURE,

Defendants.

Case No. Civ. S-04-2114 GEB DAD

**JOINT STATUS REPORT;  
STIPULATION AND  
[PROPOSED] ORDER**

1 On August 12, 2008, the parties advised the Court that they are conferring over the  
2 appropriate resolution of this matter on remand, including but not limited to identifying the  
3 projects that are within the scope of the Court of Appeals' instructions on remand. In the  
4 August 12, 2008 Joint Status Report, the parties stated that they would propose to the Court a  
5 procedure and schedule for resolution of this matter on remand by no later than  
6 September 12, 2008.

7  
8 Defendants have provided a proposal to Plaintiffs who are continuing to prepare a  
9 response. The parties need additional time to confer over the appropriate resolution of this  
10 matter and believe that they will need an additional six weeks to determine if they can reach  
11 agreement. Therefore, the parties now anticipate proposing to the Court a procedure and  
12 schedule for resolution of this matter on remand as soon as possible, but no later than  
13 October 24, 2008.

14 Respectfully submitted this 11<sup>th</sup> day of September 2008.

15  
16 Eric E. Huber  
17 ERIC E. HUBER, Colo. Bar No. 700024  
18 Pro Hac Vice  
19 SIERRA CLUB  
20 2260 Baseline Road, Suite 105  
21 Boulder, Colorado 80302  
22 Telephone: (303) 449-5595  
23 Facsimile: (303) 449-0740

24 Kristin A. Henry  
25 KRISTIN A. HENRY, State Bar No. 220908  
PAT GALLAGHER, State Bar No. 146105  
SIERRA CLUB  
85 Second Street, 2nd Floor  
San Francisco, CA 94105  
Telephone: (415) 977-5709  
Facsimile: (415) 977-5793

Attorneys for Plaintiffs

RONALD J. TENPAS  
Assistant Attorney General  
Environment & Natural Resources Division

Cynthia S. Huber  
CYNTHIA S. HUBER  
Assistant Chief  
Natural Resources Section  
Environment and Natural Resources Division  
United States Department of Justice  
Benjamin Franklin Station, P.O. Box 663  
Washington, D.C. 20044-0663  
Telephone: (202) 514-5273  
Facsimile: (202) 305-0506  
Cynthia.Huber@usdoj.gov

Attorneys for Defendants

IT IS SO ORDERED.

Date: 9/12/08



District Judge